



California Fair Political Practices Commission

March 16, 1989

Honorable Evelyn Wilcox
Mayor
City of San Bernardino
300 North D Street
San Bernardino, CA 92418

Re: Your Request for Advice
Our File No. A-89-141

Dear Mayor Wilcox:

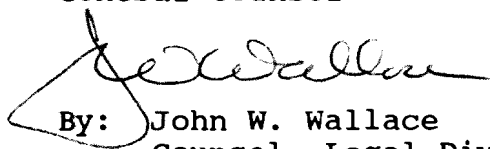
You have requested advice concerning the application of the mass mailing provisions of the Political Reform Act (the "Act")^{1/} to the publication of a notice for free curb-side cleanup from the mayor's office. This letter confirms that your letter dated February 27, 1989, accurately summarizes the telephone advice I provided to you on February 14, 1989.

The cleanup notice may be sent at public expense on the mayor's letterhead provided any references to elected city officials are removed from the text of the notice.

Please contact me at (916) 322-5901 if you have any further questions regarding this matter.

Sincerely,

Diane M. Griffiths
General Counsel


By: John W. Wallace
Counsel, Legal Division

DMG:JWW:plh

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.



CITY OF
San Bernardino

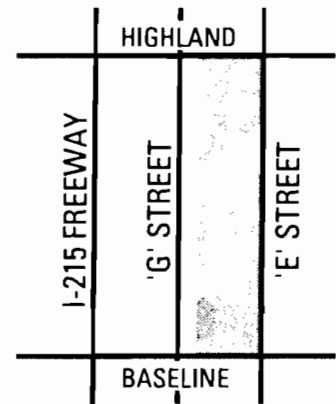
OFFICE OF THE MAYOR
EVLYN WILCOX
MAYOR

ATTENTION!
"BAKER" AREA RESIDENTS

****FREE****

ONE DAY ONLY!!
CURB-SIDE CLEANUP

Saturday, March 11, 1989
8:00 a.m. - to 12 Noon



If you live within the shaded area of the map, take this opportunity to get rid of old furniture, appliances, refrigerators, wood, metal and plastic—all junk, and debris. Place it at the curb for FREE PICKUP. Exception: NO AUTOMOBILE PARTS.

The Code Enforcement Division will be surveying your neighborhood for health and safety problems and public nuisances after the clean-up day. Should the property on which you live have a problem of health and safety or be a public nuisance, you will be asked to clean it at your own cost. Please take advantage of this free clean-up day.

A CLEAN COMMUNITY
IS
A SAFE COMMUNITY

Contact Leonard Chaves, your Neighborhood Watch Representative if you have any questions at 889-2593 or the Police Community Center at 384-5771.

(Footnote re. Mayor & Councilman to be filed per FPCC sup.)

CITY OF SAN BERNARDINO
CENTRAL PRINTING SERVICES

300 NORTH D STREET, SAN BERNARDINO,
CALIFORNIA 92418-0001 714/384-5133





California Fair Political Practices Commission

March 6, 1989

Honorable Evelyn Wilcox
Mayor
City of San Bernardino
300 North "D" Street
San Bernardino, CA 92418-0001

Re: Letter No. 89-141

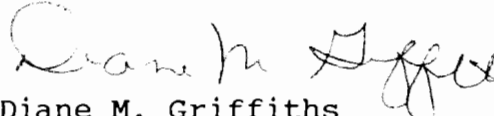
Dear Mayor Wilcox:

Your letter requesting advice under the Political Reform Act was received on March 2, 1989 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact John Wallace an attorney in the Legal Division, directly at (916) 322-5901.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Code of Regs. Sec. 18329.)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,


Diane M. Griffiths
General Counsel

DMG:plh



CITY OF

San Bernardino

EPPO

Mar 2 3 20 PM '89

OFFICE OF THE MAYOR
EVLYN WILCOX
MAYOR

February 27, 1989

Mr. John Wallace
Counsel, Legal Services
Fair Political Practices Commission
428 "J" Street, Suite 800
Sacramento, California 95814

Dear Mr. Wallace:


On Tuesday, February 14, 1989, Gregory Garcia of my office contacted you regarding a clean-up flyer (see enclosed flyer) which is to be circulated to over 500 households.

At that time you informed him that the flyer as he read it to you, was perfectly within the legal restrictions of Proposition #73, as long as the reference to "Mayor Evelyn Wilcox and Councilman Jack Reilly" were eliminated. Additionally, you informed him that this notice, printed on City Letterhead, Office of the Mayor, was not illegal under Proposition #73, but was in fact legal according to Subsection "e" of Regulation 18901.

As per your suggestion, I am requesting a "Letter of Advice" on this matter using the enclosed revised flyer, which eliminated reference to "Mayor Wilcox and Councilman Jack Reilly", but remains on City Letterhead, Office of the Mayor.

Thank you for your help in this matter, and I will await your reply in approximately 21 days.

Sincerely,


Evelyn Wilcox, Mayor

EW:cms
enclosures





CITY OF

San Bernardino

OFFICE OF THE MAYOR

EVLYN WILCOX

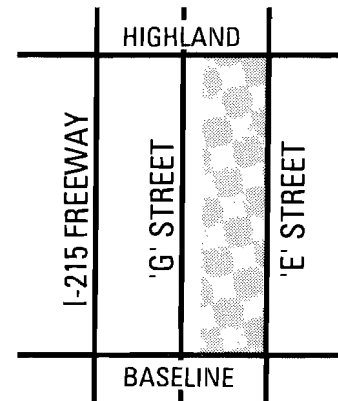
MAYOR

ATTENTION! “BAKER” AREA RESIDENTS

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**A CLEAN COMMUNITY
IS
A SAFE COMMUNITY**

Contact Leonard Chaves, your Neighborhood Watch Representative if you have any questions at 889-2593 or the Police Community Center at 384-5771.

(foot-note re mayor & Councilman do attend per FPAC sup.)

CITY OF SAN BERNARDINO
CENTRAL PRINTING SERVICES

300 NORTH 'D' STREET, SAN BERNARDINO,
CALIFORNIA 92418-0001 714 / 384-5133





CITY OF

San Bernardino

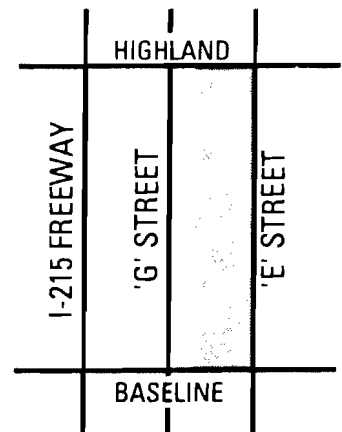
OFFICE OF THE MAYOR
EVLYN WILCOX
MAYOR

ATENCION!
RESIDENTES DE LA AREA "BAKER"

****GRATIS****

UN DIA SOLAMENTE!!
ELIMINE SUS DESPOJOS

SABADO, MARZO 11, 1989
8:00 AM - 12:00 (medio dia)



Si usted vive entre la area sombreado del mapa, tome esta oportunidad para librarse de muebles viejos, refrigeradores, madera, metal, y plastico —todo basura y despojos. Pongalos en la acera en frente de su casa para que se recojo gratis. Excepto: PARTES DE AUTOMOVILES.

La Division de ejecucion de codigo de la ciudad de San Bernardino estara inspeccionando su vecindad para proglemas de salud y seguridad y molestias publicas despues del dia de limpieza. Si la propiedad en cual vive tiene un proglema de salud, seguridad o molestia publica, sera usted reponsable para limpiarlo a su costo. Por favor tome ventaja de este gratis dia de limpieza.

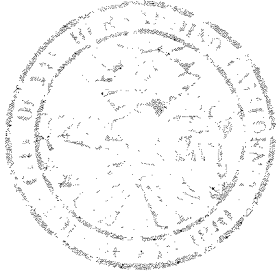
UNA COMUNIDAD LIMPA
ES
UNA COMUNIDAD SEGURA

Comunicase con el Director del Area de Barrio Vigilante, Leonard Chavez, si usted tiene preguntas o necesidad de asistencia, 889-2593.

CITY OF SAN BERNARDINO
CENTRAL PRINTING SERVICES

300 NORTH D STREET, SAN BERNARDINO,
CALIFORNIA 92418-0001 714/384-5133





CITY OF
San Bernardino

REC
Mar 2 6 20 AM '89

OFFICE OF THE MAYOR
EVLYN WILCOX
MAYOR

February 27, 1989

Mr. John Wallace
Counsel, Legal Services
Fair Political Practices Commission
428 "J" Street, Suite 800
Sacramento, California 95814

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Thank you for your help in this matter, and I will await your reply in approximately 21 days.

Sincerely,

A handwritten signature in cursive script, appearing to read "Evelyn Wilcox".

Evelyn Wilcox, Mayor

EW:cms
enclosures